

08/22/03
13261 U.S. PTO

PATENT

Customer Number 22,852
Attorney Docket No. 5725.0401-01

03945 U.S. PTO
08/22/03
10/645881 Pro

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Prior Application Art Unit: 1751

Prior Application Examiner: M. Einsmann

Continuation Continuation-in-Part Divisional Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 09/319,165 filed February 15, 2001, which is a continued prosecution application under 37 C.F.R. § 1.53(d) of Application No. 09/319,165, filed June 30, 1999, of Roland DE LA METTRIE et al. for COMPOSITIONS FOR THE OXIDATION DYEING OF KERATIN FIBERS AND DYEING PROCESSES USING THIS COMPOSITION.

1. Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior Application No. 09/319,165 as originally filed on June 30, 1999 which is incorporated herein by reference.
2. Enclosed is a substitute specification under 37 C.F.R. § 1.125. The undersigned hereby verifies that no new matter is added in this substitute specification.
3. Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 122(b)(2)(B)(i).
4. Cancel Claims [Text].
5. A Preliminary Amendment is enclosed, and a second Preliminary Amendment will follow.
6. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 5 above.

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Basic Application Filing Fee					\$750	\$ 750.00
	Number of Claims		Basic	Extra Claims		
Total Claims	24	-	20	4	x \$18	\$72.00
Independent Claims	3	-	3	0	x \$84	
<input checked="" type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$280	\$280.00
Subtotal						\$
Reduction by 1/2 if small entity						-
TOTAL APPLICATION FILING FEE						\$ 1102.00

7. A check in the amount of \$_____ to cover the filing fee is enclosed.

8. The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.

9. New acceptable drawings are enclosed.

10. The prior application is assigned of record to: L'Oreal S.A., as shown by the Assignment recorded at Reel 010131/Frame 0566 on June 30, 1999

11. Priority is claimed to Application No. 09/319,165, filed February 15, 2001, which is a continued prosecution application under 37 C.F.R. § 1.53(d) of Application No. 09/319,165, filed June 30, 1999, which claims priority under 35 U.S.C. § 365 to PCT App. No. FR98/02077, filed Sept. 28, 1998, which claims priority to French App. No. FR 97/12352, filed Oct. 3, 1997. A certified copy of French App. No. FR 97/12352 is on file in prior Application No. 09/319,165.

12. Small entity status is appropriate and applies to this application.

13. The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg.

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14. The power appears in the original declaration of the prior application.
15. Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.

16. Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852**.

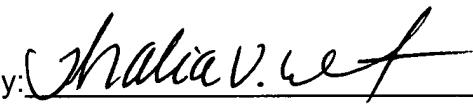
17. Recognize as associate attorney _____

18. Also enclosed is _____

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in parent Application No. 09/319,165, filed February 15, 2001, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 22, 2003

By: 
Thalia V. Warnement
Reg. No. 39,064

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